

MIDDLE DISTRICT OF ALABAMA

☐ INITIAL APPEARANCE

DATE: 3-24-2006

☐ BOND HEARING

☐ DETENTION HEARING

Digital Recording 10:33 to 11:20am

☒ PRELIMINARY (EXAMINATION) (HEARING)

☐ REMOVAL HEARING (R.40)

☐ ARRAIGNMENT

PRESIDING MAG. JUDGE Delores Boyd

DEPUTY CLERK: S. Q. Long, Jr.,

CASE NO. 2:06mj24-DRB

DEFT. NAME: Benjamin LEYVA

AUSA: Brunson

DEFT. ATTY: Kevin Butler

Type Counsel: () Retained; () Panel CJA; () Waived; () CDO

PTSO: Thweatt

USPO:

Defendant ☒ does ☐ does NOT need an interpreter.

Interpreter present ☐ NO ☒ YES Name: Beverly Childress

- ☐ Date of Arrest _____ or ☐ Arrest Rule 40
- ☐ Deft. First Appearance. Advised of rights/charges. ☐ Prob/Sup Rel Violator
- ☐ Deft. First Appearance with Counsel
- ☐ Deft. First Appearance without Counsel
- ☐ Requests appointed Counsel
- ☐ Financial Affidavit executed ☐ to be obtained by PTSO
- ☐ ORDER appointing Community Defender Organization
- ☐ Panel Attorney Appointed; ☐ to be appointed - prepare voucher
- ☐ Deft. Advises he will retain counsel. Has retained _____
- ☐ ☐ Government's ORAL Motion for Detention Hearing ☐ to be followed by written motion; ☐ Government's WRITTEN motion for Detention Hearing filed
- ☐ Detention Hearing ☐ held; ☐ set for _____ at _____
- ☐ ORDER OF TEMPORARY DETENTION PENDING HEARING entered
- ☐ ORDER OF DETENTION PENDING TRIAL entered
- ☐ Release order entered. Deft advised of conditions of release
- ☐ BOND EXECUTED (M/D AL charges) \$ _____. Deft released
- ☒ BOND EXECUTED (R.40 charges) - deft to report to originating district as ordered
- ☐ Bond not executed. Deft to remain in Marshal's custody
- ☐ Deft. ORDERED REMOVED to originating district
- ☒ Waiver of ☐ preliminary hearing; ☐ Waiver of Rule 40 Hearing
- ☐ Court finds PROBABLE CAUSE. Defendant bound over to the Grand Jury.
- ☐ ARRAIGNMENT ☐ HELD. Plea of NOT GUILTY entered. ☐ Set for _____
- ☐ DISCOVERY DISCLOSURE DATE: _____
- ☐ NOTICE to retained Criminal Defense Attorney handed to counsel
- ☐ Identity/Removal Hearing set for _____
- ☐ Waiver of Speedy Trial Act Rights executed

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

UNITED STATES OF AMERICA

VS.

BENJAMIN LEYVA
IRBIN LUNA-ORTIZ

CR. NO. 2:06mj24-DRB

WITNESS LIST

GOVERNMENT

DEFENDANT

1. Jeff Croake

2. _____

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